

United States District Court
For the Northern District of California

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6 United States of America,

7 NO. CR-06-00238 JW

8 Plaintiff,

9 v.

10 Suzie Moy Yuen,

11 Defendant.

12 **ORDER TO SHOW CAUSE WHY
13 DECLARATIONS IN SUPPORT OF
14 WITNESS' UNAVAILABILITY SHOULD
15 NOT BE UNSEALED**

16 On May 14, 2007, counsel for Theodore Rosenberg submitted an *in camera* and under seal
17 declarations in support of his May 7 request that Rosenberg be declared unavailable for trial. On
18 May 16, 2007, Defendant filed an application for an order allowing defense's *in camera* access to the
19 declarations. In light of the application, the Court finds it appropriate for counsel for Theodore
20 Rosenberg to appear and to show cause why the declarations from doctors regarding the physical
21 status of Rosenberg should not be unsealed. The Court sets the hearing on the order to show cause
22 for **June 4, 2007 at 1:30 p.m.**

23 All briefs in support of or in opposition to the Court's Order to Show Cause shall be filed no
24 later than **May 31, 2007**.

25 Dated: May 24, 2007

26 
27 JAMES WARE
28 United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN MAILED TO:**

2 Gilbert Eisenberg, g.eisenberg@sbcglobal.net
3 Mary McNamara, mmcnamara@swansonmcnamara.com
4 Carlos Singh, carlos.singh@usdoj.gov
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6 Tony West, TWest@mofo.com

7 **Dated: May 24, 2007**

8 **Richard W. Wieking, Clerk**

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By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy